

CITY OF HANNIBAL
OFFICIAL COUNCIL PROCEEDINGS

Tuesday, September 3, 2019
Council Chambers
7:00 p.m.

ROLL CALL

Present: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert – 7

Absent: - 0 -

CALL TO ORDER

There being a quorum present, Mayor Hark called the meeting to order.

INVOCATION

The invocation was given by Council Member Cogdal.

PLEDGE OF ALLEGIANCE

Mayor Hark then requested Council Member Veach to lead the Pledge of Allegiance to the Flag.

APPROVAL OF AGENDA

A motion was made by Council Member Veach to approve the agenda, as presented and posted. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

APPROVAL OF MINUTES
Regularly Scheduled Council Meeting – August 20, 2019

A motion was made by Mayor Pro Tem Dobson to approve the minutes from the regularly scheduled Council meeting held August 20, 2019. The motion was seconded by Council Member Bowen.

Motion carried.

**APPROVAL OF PAYROLL AND CLAIMS
Second Half – August, 2019**

A motion was made by Council Member Veach to approve the payroll and claims for the second half of August, 2019. The motion was seconded by Council Member Bowen.

Motion carried.

**MELISSA CUMMINS – MARK TWAIN MUSEUM
Re: Request, Open Consumption & Sale of Alcohol on City Owned Property
*Saturday, September 14, 2019 – 2:00 p.m. – 5:00 p.m.***

Melissa Cummins, representing Mark Twain Museum, approached Council requesting open consumption and the sale of alcohol on City owned property which is located in the mall area on Hill Street near the Mark Twain Boyhood Home. This event is the 3rd annual Taste of Twain Festival, which will be held Saturday, September 14, 2019 from 2:00 p.m. – 5:00 p.m.

A motion was made by Mayor Pro Tem Dobson to approve open consumption and sale of alcohol on City owned property in the mall area on Hill Street for the 3rd Annual Taste of Twain to be held Saturday, September 14, 2019 from 2:00 p.m. – 5:00 p.m. The motion was seconded by Council Member Veach.

Motion carried.

**JAMES R. HARK – MAYOR
Re: Recommendation of Appointment**

Mayor Hark then made the following recommendation of appointment to the Hannibal Convention & Visitor's Bureau.

**HANNIBAL CONVENTION & VISITOR'S BUREAU
➤ Joy McPike – Appointment for a term to expire September, 2022**

This nomination will be considered for approval at the next regular Council meeting, to be held September 17, 2019.

**JAMES LEMON – CITY ATTORNEY
Re: Abandoned C. B. & Q. Railroad & Old 29th Street Right-of-Way - Quit Claim Deeds
*Scott & Brandy Gollaher
(Resolution No. 2227-19, to follow)
Nickolas Reeves
(Resolution No. 2228-19, to follow)***

City Attorney James Lemon then addressed Council relating to the transfer of Right-of-Way property where Council directed him to prepare quit claim deeds for Scott and Brandy Gollaher

and Nickolas Reeves. Both deeds are on the agenda this evening for approval, with accompanying Resolutions. This property is located on/near Market Street and the former 29th Street, adjacent to Gollaher & Reeves existing property. This was brought forth originally by the Gollaher's and Reeves' request to acquire these properties.

City Attorney Lemon stated Resolutions No. 2227-19 and 2228-19 are to follow, for approval.

HALLIE YUNDT – SILVER – LIBRARIAN, HANNIBAL PUBLIC LIBRARY
Re: Code Amendment, Chapter 16, Section 16, Article VII, OFFENSES AGAINST
GOVERNMENT - SEC. 16-238. *Library theft, guilty of stealing*
(Bill No. 19-021, to follow)

Hallie Yundt-Silver, Librarian, approached Council relating to an Ordinance addressing patrons who do not return items, nor pay for the costs of damaged items, late or failure to return, even after referred to a collection agency. There are other patrons that walk out of the building without checking out the materials and others that feel they can deliberately deface or tear up library property, which are not children. She feels this is a very unfortunate action to have to take but necessary for the Library.

City Attorney James Lemon advised he and Hallie together worked on this Ordinance, which does match the state statute fairly close. Hallie stated, with the approval of this Ordinance, it would allow the City Attorney to prosecute offenders in Municipal Court instead of processing them through the Prosecuting Attorney and a higher court.

Mayor Pro Tem Dobson then questioned the cost of some delinquent bills and if those individuals are still allowed to check books out, in which Hallie advised individuals are not allowed to check out materials from the Library if they are delinquent or have any amount owed. They are also not allowed to use the downloadable resources until the item is returned or fines paid in full.

Mayor Hark stated Bill No. 19-021 is to follow, for a first reading.

ANDY DORIAN – DIRECTOR, CENTRAL SERVICES
Re: Street Sweeping Refuse Collections – Contract Agreement
Area Disposal Services - \$75/Ton
(Resolution No. 2226-19, to follow)

Andy Dorian, Director of Central Services, then approached Council advising the Street Department recently let bids for the refuse collection of street sweeping materials. It is mandated by Missouri Department of Natural Resources (DNR), that all materials collected by the street sweeper must be taken to a sanitary landfill. Dorian stated bids were opened with two being received:

Area Disposal Services: \$75.00/Ton
Republic Services: \$113.00/Ton

Dorian advised currently there is quite a large “stock pile” that needs to be removed and the City has budgeted \$40,000 for this project for fiscal year 2019-2020.

Mayor Hark stated Resolution No. 2226-19 is to follow, for approval.

Council Member Bowen then asked how much per month is picked up by the sweeper, in which Dorian advised it is dependent upon the weather and other factors, although the biggest amount is usually after winter from cleaning the salt off the streets. Dorian advised he and City Clerk Zerbonia have been working on GPS devices for all the Street and Parks Department vehicles and one will be being placed on the street sweeper. This will assist with necessary DNR reporting as well. Council Member Welch then asked if it would be an option to provide the information from the GPS devices to the public, in which Dorian and Zerbonia advised, not at this time, it is only available to the administrators of the account. This will however, be able to report to the public the location, dates and times whether street sweeping or snow removal. Mayor Pro Tem Dobson reminded Council the HPD patrol cars have GPS devices on them and they, along with 911, have been very happy with the results. Council Member Cogdal then questioned the schedule of the street sweeper, in which Dorian stated it will follow the Ward schedule, like last year, unless an issue arises. Dorian did explain that when the Street Department is “heavy into paving”, which requires all staff, the sweeper will probably not be in use.

Re: Airport Aviation Fuels – Aviation Fuels Contract
Eastern Aviation Fuels, Inc., DBA: Titan Aviation Fuels/Shell Aviation
(Resolution No. 2229-19, to follow)

On Dorian’s next item of business, he advised he has been working with Titan Aviation Fuels which is a Shell branded aviation distributor for jet fuel. They have been working on a contract which would allow the airport to become Shell branded. This would mean the Hannibal Airport would exclusively buy only from Shell Aviation and would have the ability to obtain a fifty million dollar insurance policy. This company would also provide a significant amount of training for the fuel systems. Dorian stated that Quincy also receives their fuel from Titan Aviation, which makes them Shell branded and he hopes in the future this will allow some sort of partnership between the two airports.

Mayor Hark stated Resolution No. 2229-19 is to follow, for approval.

GAIL BRYANT – DIRECTOR, HANNIBAL CONVENTION & VISITORS BUREAU
Re: Welcome Center Affiliate Signage – Supplemental Guide Sign Program
Participant Contract
Missouri Logos, Missouri Highways and Transportation Commission (MHTC) & Missouri
Department of Transportation (MoDOT) - \$8,280
(Resolution No. 2223-19, to follow)

Gail Bryant, Director of the Hannibal Convention & Visitor’s Bureau (HCVB), addressed Council relating to two items. She stated with the new HCVB building project progressing far enough along where signage is needed, she is requesting Council approval for the City to submit an application, along with payment to Missouri Logos to begin the process for the approved signage to be located on the highway and interstate. In December 2017, HCVB completed an application, with Council approval, to become an affiliate Welcome Center, which allows them to have signage on the interstate. There will be four signs, one in Illinois

and three in Missouri. This issue has also been approved by the HCVB Board for a one-time payment of \$8,280.00, with annual renewal fees of \$920.00.

Mayor Pro Tem Dobson then asked Bryant if she would be placing any signage on Highway 61, being as it's so close proximity, in which Bryant advised not at this time, as the Missouri Welcome Center is located on Highway 61.

Bryant stated Resolution No. 2223-19 is to follow, for approval.

Re: Welcome Center Internet Service – Service Order & Customer Declaration
Blue Bird Network
(Resolution No. 2224-19, to follow)

Bryant's second item is also for the new HCVB Welcome Center. This is for an internet provider, in which she is requesting approval for the Mayor to enter into a three year lease with Blue Bird Network. This service is already on site and the Aquatic Center uses Blue Bird Network, which also happens to be the lowest cost provider compared to Chariton Valley and Spectrum.

Mayor Pro Tem Dobson questioned if it would be fiber optic, in which Bryant concurred. Council Member Bowen then questioned how fast Blue Bird Network was compared to Charter, Bryant advised she was not sure, that the company was recommended by Matthew Jones from the Board of Public Works (BPW).

Bryant stated Resolution No. 2224-19 is to follow, for approval.

**COREY MEHAFFY – HANNIBAL REGIONAL ECONOMIC
DEVELOPMENT COUNCIL**

Re: B&B Theaters Operating Company, Inc. – Cooperative Development Agreement
(Resolution No. 2225-19, to follow)

Corey MeHaffy, representing the Hannibal Regional Economic Development Council, approached Council relating to a Resolution to approve and authorize the Mayor to execute a cooperative development agreement with B&B Theaters. Mehaffy explained there is exciting new reinvestment going on in downtown Hannibal, not just new investment but reinvestment by many of the businesses, such as the theater.

Mehaffy stated Resolution No. 2225-19 is to follow, for approval.

He also wanted to remind everyone of some of the things going on with the project, such as reclining seating, a new bar being installed, new interior signs, along with seating for 4D viewing. This means Hannibal is the only rural area with this type of seating. This will hopefully produce more sales tax revenue, additional property taxes and improvement for the quality of life. It was originally discussed with the Council an opportunity to establish a base line of sales tax dollars, which would be paid or given to the City each year based on 2018 collections, anything above that would be split 50/50 with the theater company and is defined in the agreement.

Mehaffy stated there are a couple of changes from the original draft, such as the agreement was originally presented as an Ordinance, but has now been presented as a Resolution. Other changes included the base line job requirements went from eight full time equivalent employees to seven, language was changed to include both capital investment on B&B's behalf in terms of capital as well as any leasing of equipment they will be using. The total investment was changed to \$1.7 million dollars for the overall project. One item that was requested by the B&B Theaters Company, which was not opposed by Council, was if the City fails to appropriate for any given year, the term length of the agreement would be extended for another year. Also any transference of this agreement would require approval, in writing by the City. A calculator was added for liquidated damages, which means, if for any reason B&B Theaters fall below the base line of employment that was discussed, B&B Theaters will pay \$250 per full time equivalent employee.

RESOLUTION NO. 2223-19

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE THE MISSOURI SUPPLEMENTAL GUIDE SIGN PROGRAM PARTICIPANT APPLICATION AND THE SUPPLEMENTAL GUIDE SIGN PROGRAM (SGSP) PARTICIPANT CONTRACT WITH MISSOURI LOGOS AS THE STATE OF MISSOURI, SOLE SOURCE PROVIDER IN THE AMOUNT OF \$8,280 WITH ANNUAL RENEWAL FEES, TO BEGIN IN YEAR TWO, IN THE AMOUNT OF \$920.00 FOR THE HANNIBAL CONVENTION & VISITOR'S BUREAU, AFFILIATE WELCOME CENTER SIGNAGE

A motion was made by Council Member Godert to have the City Clerk read Resolution No. 2223-19 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2223-19 duly approved and adopted on this date.

RESOLUTION NO. 2224-19

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A SERVICE ORDER AND CUSTOMER DECLARATION FOR THE HCVB/AFFILIATE WELCOME CENTER INTERNET SERVICE WITH BLUEBIRD NETWORK FOR THE TERM OF THREE YEARS IN THE REOCCURRING AMOUNT OF \$250 PER MONTH

A motion was made by Mayor Pro Tem Dobson to have the City Clerk read Resolution No. 2224-19 and call the roll for adoption. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2224-19 duly approved and adopted on this date.

RESOLUTION NO. 2225-19

A RESOLUTION OF THE CITY OF HANNIBAL CONTAINING FINDINGS; APPROVING A CERTAIN COOPERATIVE DEVELOPMENT AGREEMENT; AND PROVIDING FURTHER AUTHORITY BETWEEN THE CITY AND B&B THEATERS OPERATING COMPANY, INC.

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2225-19 and call the roll for adoption. The motion was seconded by Mayor Pro Tem Dobson.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch and Veach - 6

No: - 0 -

Abstain: Council Member Godert – 1

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2225-19 duly approved and adopted on this date.

RESOLUTION NO. 2226-19

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AGREEMENT BETWEEN THE CITY OF HANNIBAL AND AREA DISPOSAL SERVICES FOR THE STREET SWEEPING REFUSE COLLECTION FOR A ONE-YEAR CONTRACT IN THE AMOUNT OF \$75 PER TON

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2226-19 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2226-19 duly approved and adopted on this date.

RESOLUTION NO. 2227-19

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A QUIT- CLAIM DEED NECESSARY TO CONVEY OLD ABANDONED RAILROAD RIGHT OF WAY PROPERTY AND A TRACT OF LAND SAID TO BE PART OF THE OLD 29TH STREET RIGHT OF WAY TO SCOTT AND BRANDY GOLLAHER, ADJACENT TO 2935 MARKET

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2227-19 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2227-19 duly approved and adopted on this date.

RESOLUTION NO. 2228-19

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A QUIT-CLAIM DEED NECESSARY TO CONVEY OLD ABANDONED RAILROAD RIGHT OF WAY PROPERTY AND A TRACT OF LAND SAID TO BE PART OF THE OLD 29TH STREET RIGHT OF WAY TO NICKOLAS REEVES, ADJACENT TO 2835 MARKET

A motion was made by Council Member Veach to have the City Clerk read Resolution No. 2228-19 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2228-19 duly approved and adopted on this date.

RESOLUTION NO. 2229-19

A RESOLUTION OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO EXECUTE A THREE YEAR AVIATION FUELS CONTRACT BETWEEN THE CITY AND EASTERN AVIATION FUELS, INC., DBA: TITAN AVIATION FUELS FOR THE SUPPLY OF JET A AND 100LL FUEL TO THE HANNIBAL REGIONAL AIRPORT

A motion was made by Council Member Welch to have the City Clerk read Resolution No. 2229-19 and call the roll for adoption. The motion was seconded by Council Member Bowen.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

Mayor Hark declared Resolution No. 2229-19 duly approved and adopted on this date.

BILL NO. 19-021

**AN ORDINANCE REVISING SECTION 16 OF THE REVISED
ORDINANCES OF THE CITY OF HANNIBAL, BY ADDING A NEW
SECTION 16-238, LIBRARY THEFT**

First Reading

A motion was made by Council Member Welch to give Bill No 19-021 a first reading. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

CLOSED SESSION

In Accordance with RSMo. 610.021 (2), (3)

Mayor Hark then entertained a motion to enter into closed session in accordance with RSMo. 610-021, sub-paragraph (2) and (3), admitting himself, City Council Members, City Attorney James Lemon, City Manager Lisa Peck, City Clerk Angel Zerbonia, Director of Central Services Andy Dorian, Police Chief Lyndell Davis and Board of Public Works Interim General Manager Matt Munzlinger. A motion was made by Mayor Pro Tem Dobson to enter into closed session. The motion was seconded by Council Member Veach.

ROLL CALL

Yes: Mayor Pro Tem Dobson, Council Member Cogdal, Mayor Hark and Council Members Bowen, Welch, Veach and Godert - 7

No: - 0 -

Absent: - 0 -

Motion carried.

OPEN SESSION

A motion was made by Council Member Welch to return to open session. The motion was seconded by Mayor Pro Tem Dobson.

Motion carried.

ADJOURNMENT

A motion was then made by Mayor Pro Tem Dobson to adjourn the meeting. The motion was seconded by Council Member Welch.

Motion carried.

James R. Hark – Mayor

Angelica N. Zerbonia, MRCC, CMO - City Clerk